**IN THE HIGH COURT OF JUDCATURE AT BILASPUR (CG)**

CIVIL REVISION NO. 131 OF 2005 Single Bench

PETITIONER: Mahesh Kumar Mishra S/o Shri Bihari Lal Mishra, Aged about 24 years, resident of Village Nevsa, Tahsil Kota, District Bilaspsur (CG).

**VERSUS**

RESPONDENT: Smt. Mamta Mishra, aged about 20 years, Wife of Mahesh Kumar Mishra, through Shri Shrawan Kumar Tiwari, resident of Village Parsada ,Block Kota, District Bilaspur (CG).

**MEMORANDUM OF CIVIL REVISION UNDER SECTION 115 OF CIVIL PROCEDURE CODE**

XI-HC-78

(28)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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**मामला क्रमांक** ..... C.Rev.No.131/05 ..... **सन् 200**

**आदेश पत्रक (पूर्वानुबद्ध)**

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
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| | 25.11.2005<br>Shri Shailendra Dubey, counsel for the applicant.<br>Heard.<br>The applicant has preferred this revision against the impugned order dated 29/07/2004 passed by III[rd] Additional District Judge, Bilaspur under Section 24 of the Hindu Marriage Act. However, learned counsel for the applicant seeks to withdraw this application on the ground that the instant revision is not maintainable in view of the proviso to Section 115 of CPC and in view of the law laid down by the Hon'ble Apex Court in the case of ***Surya Devi Rai Vs. Ram Chander Rai and Others reported in (2003) Vol. 6, SCC 675 as well as in the case of Shiv Shakti Coop. Housing Society, Nagpur Vs. Swaraj Developers and Others reported in (2003) 6 SCC 659***.<br>Learned counsel for the applicant prays that he may be granted liberty to file appropriate proceedings available under the law.<br>In view of the above, the instant revision is dismissed as not maintainable with liberty to file appropriate proceedings available under the law.<br>Learned counsel for the applicant further prays that the certified copy of order annexed with the revision petition be returned.<br>Office is directed to return the certified copy of the impugned order annexed with the revision petition to the counsel for the applicant on his furnishing attested copy of the same.<br><br>Certified copy as per rule. | **Sd/-**<br>**Dhirendra Mishra**<br>**Judge** |